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From: Benjamin A. Kimes

Date: June 25, 2009   **Time:** _____

Operator: Betty Scaletta   **Matter:** 6783P003

Number of pages including cover sheet: __5__

In Re Patent Application of: _____ Shekhar Kirani et al.

Application No.: 09/588,875

Filed: June 6, 2000

For: SYSTEM AND METHODOLOGY PROVIDING ACCESS TO PHOTOGRAPHIC IMAGES AND ATTRIBUTES FOR MULTIPLE DISPARATE CLIENT DEVICES

Enclosed is the following document: AGENDA FOR EXAMINER INTERVIEW ON Monday, June 29, 2009 at 11:00 AM. EST.

Attorney's Docket No.: 6783P003   PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

      Shekhar Kirani et al. | Examiner: David E. England

Application No.: 09/588,875 | Art Unit: 2143

Filed: June 6, 2000 | Confirmation No.: 1069

For: SYSTEM AND METHODOLOGY
PROVIDING ACCESS TO
PHOTOGRAPHIC IMAGES AND
ATTRIBUTES FOR MULTIPLE
DISPARATE CLIENT DEVICES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO FINAL OFFICE ACTION

Dear Sir:

     In response to the Final Office Action mailed June 2, 2009, Applicants respectfully request an Examiner Interview for Monday, June 29, 2009 at 11:00 EST. In the interview, Applicants would like to discuss proposed claims amendments, which are attached hereto. Based on Applicant's reading of Nagamoto and Schuetze, it appears that neither of these references teach the limitations added by the proposed amendments.

     Regarding the amendments to claim 71, Nagamoto teaches converting an image from one format to another, but doesn't disclose how this is accomplished. (see, e.g., Nagamoto, col. 11, lines 9-16). Schuetze teaches converting email and any email attachments (e.g., attached images) from a first email type to a standard intermediate format, and from the standard intermediate format to a second email type. (Schuetze, col. 2, lines 10-27). However, the standard intermediate format of Schuetze is an ASCII or MIME encoded email

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format. (see, e.g., Schuetze, col. 2, lines 10-27; col. 8, lines 6-15).

Regarding the amendments to claim 76, Tso teaches selectively invoking a transcoding service using one or more selection criteria. (Tso, col. 6, lines 64-66). One such selection criteria is network characteristics, such as latency, bandwidth and/or error rates. (Tso, col. 7, lines 33-41). However, Tso fails to teach inferring such network characteristics based on a device type of a client device. Additionally, Tso fails to teach or suggest inferring whether a communication transport is wireline or wireless.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

Dated: June 25, 2009

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IN THE CLAIMS

What is claimed is:

1-70.   (Canceled)

71.   (Currently Amended) A method of providing digital photographic images by a server, comprising:

   receiving a request to view a digital photographic image from a client, the request including at least one of a session identifier, a user identifier or a photo identifier;

   identifying a device type of the client and an available communication bandwidth for transmissions between the server and the client;

   determining capabilities of the client based on the identified device type and the available communication bandwidth;

   selecting an image format appropriate to the capabilities of the client and the available communication bandwidth;

   determining whether a version of the digital photographic image having the selected image format is stored by the server;

   if the version of the digital photographic image having the selected image format is not stored at the server, generating said version of the digital photographic image by decompressing the digital photographic image to generate a bitmap in a first color spacescheme that was used to generate the digital photographic image, converting the bitmap of the digital photographic image from the first color space to a second color spacea standard intermediate format, and mapping the bitmap from the second color spacestandard intermediate format of the digital photographic image to the selected image format, wherein

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the mapping includes at least one of converting the bitmap to a third color space, performing image scaling, performing dithering and performing color dithering; and

transmitting the version of the digital photographic image having the selected image format to the client.

76.   (Currently Amended) The method of claim 71, further comprising:

inferring a communication transport used for communications between the server and the client based on the device type, wherein inferring the communication transport includes inferring whether the communication transport is a wireless transport or a wireline transport.